

# Appeals and State Hearings Newsletter

Website: www.ladpss.org October 2004

Our address: 3833 S Vermont Ave - 4th floor

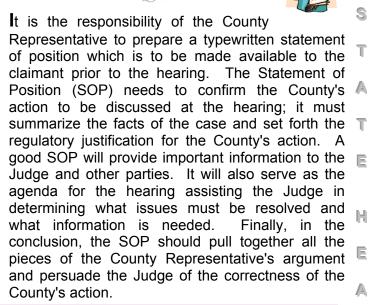
Los Angeles, CA 90037



### status on State Hearing Compliances

Last year in August 2003, overdue compliances for LA County totaled 134. Thereafter, County staff made great strides in reducing non-compliances so that overdue compliances for August 2004 decreased to 41 - a 69% improvement ratio. We commend the effort of appeals liaisons and line staff who have contributed to this significant improvement. Keep up the good work!!

## Anatomy of a Position Statement



Case Correction Memos (PA 411) sent by ASH to district offices now identify potential Food Stamp errors. If the issue involves Food Stamps, a notation on the upper right hand corner of the PA 411 alerts districts that the case in question may have a potential Food Stamp error!

In September 2004, there were 170 PA 411s with FS alert notations. Remember that a corrected case means one less error case!!!

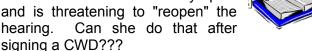


A

### Dear Ashley

#### **D**ear Ashley:

I received a PA 411, Case Correction Memo from ASH on a conditional withdrawal of a hearing request for one of my cases. The Case Correction Memo orders my district to make certain corrections. I haven't been able to make the corrections within the 30 days allowed. The claimant is very upset



Signed,

Too Much to Do

#### Dear Too,

R

M

G

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The right to a hearing belongs to the claimant: therefore, he/she can reopen the hearing request at any time. When a hearing request is resolved by conditional withdrawal, the Appeals Specialist negotiates the conditions of the withdrawal with the county office and with the person making the hearing request - the claimant. The Specialist sends a PA 411, Case Correction Memo to the district and a conditional withdrawal form to the claimant. The claimant's conditional withdrawal form lists the corrections the county agrees to make and tells the claimant that the corrections will be made within 30 days. The Case Correction Memo tells the district what changes must be made to correct the claimant's case and why the changes are necessary. When the district fails to make the necessary corrections within 30 days, many claimants reopen their hearing requests. This means that the specialist is then obligated to bring the case to a state hearing where

an Administrative Law Judge will order the county, by state hearing decision, to make the necessary case corrections. These kinds of hearings can be avoided if districts can correct cases within the 30 day period allowed.



